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OM Financial Life Insurance Company
(formerly known as Fidelity and
Guaranty Life Insurance Company)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

OSVALDO MENDOZA, an individual

Plaintiffs,

vs.

FIDELITY AND GUARANTY LIFE
INSURANCE COMPANY aka
FIDELITY & GUARANTY LIFE and
F&G LIFE, OM FINANCIAL LIFE
INSURANCE COMPANY and DOES
1 through 100,

Defendants.

Case No.: C09 01211 JW

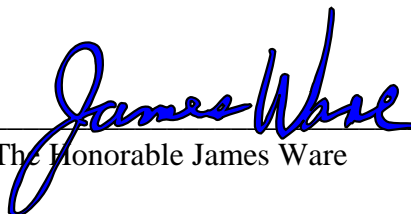
[Proposed] **[PROPOSED] ORDER OF DISMISSAL**

Complaint Filed: September 24, 2008

IT IS HEREBY ORDERED that, pursuant to the Stipulation of Dismissal by and between Plaintiff Osvaldo Mendoza (“Plaintiff”) and Defendant OM Financial Life Insurance Company (“OM Financial”) (formerly known as Fidelity and Guaranty Life Insurance Company), Plaintiff’s Complaint in the above captioned action is hereby dismissed, in its entirety, with prejudice.

IT IS SO ORDERED. The Clerk shall close this file.

DATED: July 15, _____, 2010


The Honorable James Ware

US_ACTIVE-103917955.1

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed in the office of a member of the bar of this court at whose direction the service was made. My business address is REED SMITH LLP, 355 S. Grand Avenue, Suite 2900, Los Angeles, CA 90017.

On July 15, 2010, I electronically filed the following document(s) with the Clerk of the Court using the CM/ECF system, which sent electronic notification of such filing to all other parties appearing on the docket sheet, as listed below.

[PROPOSED] ORDER OF DISMISSAL

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ATTORNEYS FOR PLAINTIFF
Osvaldo Mendoza

I declare under penalty of perjury under the laws of the United States that the above is true and correct. Executed on July 15, 2010, at Los Angeles, California.

/s/ _____
Patty Keen